(Ireland.) 27 April 277.

A

B I L L

For improving the Quality of Beer in *Ireland*, by preventing the uſe of unmalted Corn, or of any deleterious or unwholeſome Ingredients therein, and for the better ſecuring the Collection of the Malt Duties in *Ireland*.

Note.—*The Figures in the Margin denote the Number of the Folios in the written Copy.*

1 WHEREAS it is expedient to make further proviſions for the better ſecuring the Collection of the Malt Duties in *Ireland*; Preamble.

BE IT THEREFORE ENACTED by the KING's Moſt Excellent MAJESTY, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That from and after the it ſhall be lawful for the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, to direct that all Corn or Grain making into Malt ſhall be put on the Kiln before the expiration of days at fartheſt, inſtead of twenty-one days from the day mentioned in the notice for the wetting thereof; and that if at any time after ſuch direction ſhall be ſo given and ſerved on any Maltſter or 2 Maker of Malt, any Corn or Grain making into Malt by ſuch Maltſter or Maker of Malt ſhall not have been put on the Kiln within days from the day mentioned in the notice for the wetting thereof, all ſuch Corn or Grain ſhall be conſidered as Malt, and the Maltſter or Maker of Malt in whoſe Malthouſe the ſame ſhall be found, ſhall be charged with the duty for the ſame after the rate of of Malt for every buſhel of ſuch Corn or Grain, and ſuch Maltſter or Maker of Malt ſhall alſo forfeit the ſum of Corn to be put on the Kiln within days after wetting.

AND whereas by an Act made in the forty-fifth year of His preſent Majeſty's reign, intituled, "An Act for the Collection of the Malt Duties "in *Ireland*, and regulating the Trade of a Maltſter," it is amongſt other things enacted, That in every caſe where the Stock of Malt in the poſſeſſion of any Maltſter, or of any Factor or Dealer in Malt, or of any Brewer or Diſtiller, ſhall be leſs than the quantity of Malt which by the Stock Account kept by any Officer of Exciſe ought to be in the poſſeſſion of ſuch Maltſter, Factor, Dealer, Brewer, or Diſtiller, every ſuch Perſon ſhall for Penalty increaſed on undue increaſe of Malt.

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every ſuch time ſuch decreaſe ſhall appear, forfeit the ſum of fifteen Shillings for every Barrel of Malt which ſhall ſo appear to be deficient; BE it Enacted, That every ſuch Perſon ſhall for every time ſuch decreaſe ſhall appear, forfeit the ſum of for every Barrel of Malt which ſhall ſo appear to be deficient, inſtead of the ſaid ſum of fifteen Shillings in the ſaid Act mentioned: Provided always, that whereas by reaſon of the quantity of Malt being taken account of by the Officer according to the Gauge, and being ſold or uſed or conſumed by ſuch Maltſter, Factor, Dealer, Brewer or Diſtiller, in Buſhels or Barrels, according to the weight thereof, deficiencies may ariſe between ſuch Stock Account and the actual quantity of Malt in ſtore, no Maltſter, Factor, Dealer, Brewer, or Diſtiller ſhall be liable to ſuch penalty of per Barrel in any caſe where ſuch decreaſe ſhall not exceed the proportion of one Barrel of Malt for every twenty Barrels of the whole quantity in which ſuch decreaſe ſhall appear, unleſs in caſes where Fraud or intention of Fraud ſhall appear; any thing in the ſaid recited Act or this Act to the contrary notwithſtanding.

Part of Act 48 Geo. III. c. 70. repealed.

And be it further Enacted, That ſo much of an Act made in the forty-eighth year of His preſent Majeſty's reign, intituled, "An Act to amend "the two Acts for the collecting of the Malt Duties in *Ireland*, and regu-"lating the Trade of a Maltſter," as enacts that no place which ſhall have a communication by internal doors with or ſhall be adjoining to that part of any Diſtillery or Brewery where any Keeve or other Veſſel for maſhing ſhall be kept, ſhall be regiſtered as a Store for keeping of Malt, ſhall be and the ſame is hereby repealed; and that from and after the

No Maſh Keeve ſhall be regiſtered as a Malt Store.

no Maſh Keeve, nor any part or place of any Diſtillery or Brewery where any Maſh Keeve ſhall be kept, ſhall be entered or regiſtered as a Store for keeping of Malt by any Brewer or Diſtiller in *Ireland*.

Forfeiting Worts not hopped in hours.

And be it further Enacted, That from and after the if any Worts which ſhall have been drawn off from the Maſh Keeve more than hours, ſhall be found in the poſſeſſion of any Brewer or in the licenſed Brewery of ſuch Brewer, or in the Stores thereto belonging, not mixed with or in which there ſhall not be infuſed Hops in quantity ſufficient to make the ſame into Beer, Ale or Porter, all ſuch Worts ſhall be forfeited and may be ſeized, and ſuch Brewer ſhall forfeit the ſum of

Preventing Brewers ſelling Waſh.

And be it further Enacted, That from and after the no Brewer or Brewers, or Perſon or Perſons licenſed to brew Strong Beer, Porter, Ale or Small Beer for ſale, ſhall give, ſell, or in any manner diſpoſe of any Worts, Waſh or Pot Ale to any Perſon or Perſons whatſoever; and in caſe any ſuch Brewer or Brewers or Perſon or Perſons ſo licenſed, ſhall at any time give, ſell, or in any manner diſpoſe of any Worts, Waſh or Pot Ale to any Perſon or Perſons whatſoever, ſuch Brewer or Brewers or Perſon or Perſons ſo giving, ſelling or in any manner diſpoſing of the ſame ſhall forfeit the ſum of and any Licence granted to ſuch Brewer or Perſon ſhall thereupon be and become *ipſo facto* void, and ſuch Brewer ſhall be conſidered as unlicenſed, and liable to all ſuch penalties and forfeitures as Perſons brewing Strong Beer, Porter, Ale or Small Beer or ſale, without having a Licence for that purpoſe in force, ſhall be liable to by any Act or Acts in force in *Ireland* for that purpoſe.

Malt not to be removed from Malt

And be it further Enacted, That from and after the no Malt ſhall at any time be removed from or out of the Stores

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Stores or other Room or Place of any Brewer or Perſon licenſed to brew Strong Beer, Porter, Ale or Small Beer for ſale, or ſhall be brought or conveyed into the Mill, Brewery or Maſh Keeve of ſuch Brewer or Perſon without a Permit for the ſame; and that the Brewer or Perſon applying for ſuch Permit ſhall in his or their Requeſt Note for obtaining the ſame, ſtate the day and hour of the day on which ſuch Brewer or Perſon intends to begin to maſh or brew the Malt ſo to be removed; and in caſe any quantity of Malt, ground or unground, whether in any proceſs of brewing or not, ſhall be found in the Mill, Brewery or Maſh Keeve of ſuch Brewer or Perſon ſo licenſed, and a Permit for removing the ſame into ſuch Mill, Brewery or Maſh Keeve ſhall not on demand of any Officer of Exciſe be produced, or proof made to ſuch Officer that ſuch Permit had been granted for ſuch Malt, and that ſuch Permit was afterwards loſt or miſlaid, or if any ſuch Malt ſhall be found in proceſs of brewing or maſhing or wetting before the time ſpecified in the Requeſt Note for ſuch Permit, in either of ſuch caſes all ſuch Malt ſhall be forfeited and may be ſeized, and ſuch Brewer or Perſon ſhall forfeit the ſum of and every ſuch Permit ſhall from time to time be delivered by ſuch Brewer or Perſon or his Servant, to the Surveyor or other Officer of Exciſe in charge of the Malt Stores of ſuch Brewer or Perſon, within hours after the expiration of the time for which ſuch Permit ſhall be in force, or at any time within ſuch hours, on demand thereof made by ſuch Officer; and if ſuch Permit ſhall not be delivered to ſuch Officer accordingly, ſuch Brewer or Perſon ſhall forfeit for every neglect

Stores into Mill or Brewery without Permit.

And be it further Enacted, That whenever it ſhall happen that the Licence of any Perſon licenſed to brew Strong Beer, Porter, Ale or Small Beer for ſale, ſhall become forfeited or void by reaſon of any offence againſt this Act, or any Act or Acts of Parliament relating to ſuch Brewers, or to the brewing or making of Strong Beer, Porter, Ale or Small Beer for ſale, no future Licence ſhall be granted to ſuch Perſon, nor to any other Perſon to brew in the ſame Brewery, unleſs ſuch Perſon ſo to be licenſed ſhall have firſt entered into a Bond to His Majeſty, His Heirs and Succeſſors, in the penalty of (that is to ſay) the Perſon licenſed in and two Sureties in each, ſuch Sureties to be approved of by the Commiſſioners of Inland Exciſe and Taxes in *Ireland*, or by ſome Perſon to be by them authorized in that behalf, and ſuch Bond to be conditioned that ſuch Perſon ſo licenſed ſhall in all things well and truly conform to and obey the Laws in force in *Ireland* relating to Perſons licenſed to brew Strong Beer, Ale or Porter for ſale, and ſhall not in any particular tranſgreſs any Act or Acts of Parliament with reſpect to Perſons ſo licenſed, or with reſpect to the brewing or making of Strong Beer, Porter, Ale or Small Beer for ſale, or any clauſe, matter or thing whatever in any ſuch Act or Acts of Parliament which are or ſhall be in force at the time of the granting or during the continuance of any ſuch Licence; and in caſe it ſhall happen that any Perſons ſo licenſed ſhall a ſecond time offend, and ſuch Licence ſhall be a ſecond time forfeited, ſuch Perſon ſhall be incapable of receiving a Licence for the ſpace of years from the next enſuing the time of the forfeiture of ſuch Licence, and no Licence ſhall after ſuch ſecond offence be granted to any Perſon whatever to brew in the Brewery of the Party ſo offending, until the expiration of years from the next enſuing ſuch ſecond forfeiture of ſuch Licence, nor unleſs the Perſon licenſed to brew in ſuch Brewery ſhall enter into a Bond in the penalty of (that is to ſay) the Perſon licenſed in and

If Brewers Licence ſhall become forfeited, no freſh Licence ſhall be granted without increaſed Security.

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and two Sureties in each, to be approved of, and such Bond to be conditioned as immediately hereinbefore directed.

Granting Permits for removal of Malt sold by Brewers.

And be it further Enacted, That in case the Commissioners of Inland Excise and Taxes in *Ireland*, on application made to them for that purpose by any Brewer, and on Affidavit made by such Brewer of the circumstances under which he shall be desirous to sell any Malt which he is not authorized by Law to sell, shall think it fitting and expedient that such Brewer should be allowed to sell such Malt, it shall and may be lawful for the said Commissioners or any or more of them, by an order under their hands, to direct that a Permit shall be granted for the removal of such Malt, and such Permit shall be granted, and such Malt shall and may be removed accordingly, any thing in any Act or Acts to the contrary notwithstanding; and such Brewer shall not be liable to any penalty, nor shall such Malt be liable to seizure or forfeiture on account of such sale. 9

For registering Brewers Coppers, Mash Tuns and Keeves.

AND, to prevent Brewers from using Brewing Coppers or Coppers in their Cooperages as Stills, BE it Enacted, That from and after the no Licence shall be given or granted to any Person to brew Strong Beer, Porter, Ale or Small Beer for sale, unless the Party applying for such Licence shall have previously entered and registered in the Excise Office of the District, every Brewing Copper and every other Copper of any sort whatever which such Person shall have in his Brewery or Premises, whether for brewing or for scalding or steaming Casks or otherwise, and also every Mash Tun and Keeve in any such Brewery or Premises, describing in the said entry or register the contents of all and every such Copper or Coppers, and also describing for what purpose they are or shall be used, and whether the same or any of them are steam-tight or not, and in like manner describing the contents and dimensions of every such Mash Tun or Keeve; and in case any Person so licensed shall at any time during the continuance of such Licence, make any alteration in any Copper, Mash Tun or Keeve so registered, or shall erect or set up any new Copper, Mash Tun or Keeve, such Person shall make a like entry and registry of such alteration, or of such Copper, Mash Tub or Keeve so newly erected, in the said Excise Office; and in case any Person so licensed shall use or have in his or her Brewery or Premises any Copper or Coppers, or Mash Tun or Keeve not so entered and registered, or other than such as shall be entered and registered as aforesaid, every such Person shall for every such offence forfeit the sum of and if any Copper in the Brewery or on the Premises of any Person so licensed shall be used for any purpose of distillation, every such Copper and all the contents thereof, and all and every other Vessel and Utensil in the Brewery or Premises of such Person shall be forfeited and may be seized, and the Licence of such Person shall be and become null and void; and if any Mash Tun or Keeve or other Vessel not so entered or registered, shall be found in use for the purpose of making Malt, or containing any ground Malt, every such Mash Tun or Keeve or other Vessel, and the contents thereof, shall be forfeited and may be seized. 10 11

Penalty on Brewers using unmalted Corn.

And be it further Enacted, That from and after the no Brewer or other Person or Persons in *Ireland* making or professing to make Beer, Ale, Porter or Small Beer for sale, shall use any raw or unmalted Corn in the brewing or making of any Beer, Ale, Porter or Small Beer for sale, or in the making or preparing of any Liquor to imitate or to resemble, or to be mixed with or to be used, sold or disposed of or delivered as or for Beer, 12

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Beer, Ale, Porter or Small Beer, nor ſhall any Brewer or other Perſon or Perſons in *Ireland* ſell, diſpoſe of, ſend or deliver, or cauſe to be ſold, diſpoſed of, ſent or delivered to any Perſon or Perſons whatever as or for Beer, Porter, Ale or Small Beer, any Liquor made or prepared from raw or unmalted Corn, or in the making whereof any raw or unmalted Corn ſhall have been uſed; and if any Brewer or other Perſon in *Ireland* ſhall at any time uſe any raw or unmalted Corn in the brewing or making of any Beer, Porter, Ale or Small Beer for ſale, or in the brewing, making or preparing any Liquor which ſhall be afterwards ſold, diſpoſed of or delivered as or for Beer, Porter, Ale or Small Beer, every ſuch Brewer or other Perſon ſhall for the firſt offence forfeit the ſum of and for the ſecond and every ſubſequent offence the ſum of one half of the ſaid forfeitures to be paid to the Informer; and upon conviction for the third offence therein, the Licence of ſuch Perſon as a Brewer ſhall be null and void, and all Liquor ſo made or prepared from raw or unmalted Corn in the Brewery or Stores of any ſuch Brewer or other Perſon or Perſons in *Ireland*, brewing Beer, Porter, Ale or Small Beer for ſale, or profeſſing ſo to do, together with every Copper, Cooler, Back, Tun, Vat or other Veſſel or Utenſil whatſoever in which any ſuch Liquor ſhall be contained, or which ſhall have been made uſe of or employed for or in the Brewery making or preparing ſuch Beer, Porter, Ale or Small Beer for ſale as aforeſaid, ſhall be forfeited, and may be ſeized by any Officer or Officers of Excife in *Ireland*.

Regiſtering Barley Stores.

And be it further Enacted, That from and after the every Perſon or Perſons licenſed to brew Strong Beer, Porter, Ale, or Small Beer for ſale, who ſhall have any Malthouſe adjoining to or connected or communicating with his Brewery, ſhall enter and regiſter at the Exciſe Office of the Diſtrict every ſtore-room and place belonging to ſuch Malthouſe in which Barley or Grain called Bere or Big ſhall be depoſited, and that no ſtore for Barley or Grain called Bere or Big ſhall in any caſe be adjoining to or connected with, or be open by means of any door or doorway immediately to the place in ſuch Brewery where any Malt ſhall be wetted or maſhed, or any Worts ſhall be boiled, cooled or hopped; and all
14 Barley or Grain called Bere or Big, which ſhall be found in any part of ſuch Brewery or Malthouſe other than in ſuch room or place ſo regiſtered, and ſo ſeparate and apart from ſuch Brewery, ſhall be forfeited and may be ſeized, and the Perſon or Perſons in whoſe ſtores, cuſtody or poſſeſſion ſuch Barley or Grain called Bere or Big ſhall be found, ſhall forfeit for every ſuch offence the ſum of

Regiſtering Oat Stores.

And be it further Enacted, That from and after the every Perſon or Perſons licenſed to brew as aforeſaid, ſhall in like manner enter and regiſter in the Exciſe Office of the Diſtrict every ſtore-room and place in which Oats ſhall or may at any time be depoſited, and that no ſuch ſtore-room or place ſhall be adjoining to or connected with, or be open by means of any door or doorway immediately to the place where any Malt ſhall be wetted or maſhed, or any Worts ſhall be boiled, cooled or hopped; and any Oats which ſhall be found in the poſſeſſion of any ſuch Perſon or Perſons in any other place than a ſtore or place ſo regiſtered, ſhall be forfeited and may be ſeized; and ſuch Perſon or Perſons in whoſe cuſtody, ſtore or poſſeſſion ſuch Oats ſhall be ſo found, ſhall for every ſuch offence forfeit the ſum of

Penalty on Brewers having Raw Corn ground or bruiſed in their Breweries.

And be it further Enacted, That from and after the
15 no Brewer or other Perſon in *Ireland* making or profeſſing to make Ale, Beer, Porter, or Small Beer, ſhall have in his or her Brewery, or in any part

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part of any Premiſes connected with his or her Brewery, any raw or unmalted Corn ground or bruiſed, and that all raw or unmalted Corn ground or bruiſed which ſhall be found in ſuch Brewery or Premiſes, together with all ſacks, veſſels or packages in which ſuch raw Corn ground or bruiſed ſhall be contained, and all carts, drays and other carriages on which ſuch raw Corn or unmalted Corn belonging to ſuch Brewer or Perſon, ground or bruiſed, ſhall be found in the courſe of conveyance, and all horſes attached to every ſuch cart, dray or other carriage, ſhall be forfeited, and may be reſpectively ſeized by any Officer or Officers of the Exciſe.

Penalty for uſing Drugs in Brewing.

And be it further Enacted, That from and after the no Brewer or other Perſon in *Ireland* ſhall uſe any Sugar Water, Diſtillers Spent-waſh, Sugar, Melaſſes, Vitriol, Quaſſia, Coculus Indicus, Grains of Paradiſe, Guinea Pepper, Opium or any Ingredient whatſoever, which ſhall poſſeſs any deleterious or unwholeſome quality, in the making or brewing of any Beer, Porter, Ale or Small Beer; and if any Brewer or other Perſon ſhall uſe any ſuch Ingredients in the brewing or making of any Beer, Porter, Ale or Small Beer, every ſuch Brewer or other Perſon ſhall forfeit for every ſuch offence the ſum of and all Liquor in the brewing of which any ſuch Sugar Water, Diſtillers Spent-waſh, Sugar, Melaſſes, Vitriol, Quaſſia, Coculus Indicus, Grains of Paradiſe, Guinea Pepper, Opium or any Ingredient which ſhall poſſeſs any deleterious or unwholeſome quality ſhall have been uſed, and all ſuch Sugar Water, Diſtillers Spent-waſh, Sugar, Melaſſes, Vitriol, Quaſſia, Coculus Indicus, Grains of Paradiſe, Guinea Pepper, Opium or Ingredient in the Brewery or Stores of every ſuch Brewer or other Perſon, together with every Copper, Cooler, Back, Tun, Vat or other Veſſel in which any ſuch Liquor, Material or other Ingredient ſhall be contained, or which ſhall have been made uſe of or employed for brewing ſuch Beer, Porter, Ale or Small Beer as aforeſaid, ſhall be forfeited, and may be ſeized or ſpilled and deſtroyed: Provided always, that nothing herein contained ſhall be conſtrued to prevent any Porter Brewer from uſing any article known by the name of Colouring, provided that the ſame ſhall be made or prepared from burnt Sugar only, and reduced to a bitter Liquid by the infuſion of water; and if any Brewer ſhall uſe in the brewing of Beer, Porter, Ale or Small Beer, any extract from Sugar not of the aforeſaid deſcription, or any Colouring poſſeſſing any deleterious or unwholeſome quality whatſoever, ſuch Beer, Ale, Porter or Small Beer, and ſuch extract from Sugar and Colouring which ſhall be found in the Brewery or Stores of ſuch Brewer, ſhall be forfeited, and ſhall and may be ſeized or ſpilled and deſtroyed, and all Veſſels in which the ſame ſhall be contained ſhall be forfeited and may be ſeized, and ſuch Brewer ſhall alſo for every ſuch offence forfeit the ſum of

Bounty to Retailers of Beer to be diſcontinued.

AND whereas the Allowances made by Law to Perſons retailing Beer, Porter or Ale, are not neceſſary to be continued longer than until the

BE it therefore Enacted, That it ſhall not be lawful for any Perſon licenſed to ſell Spirituous Liquors, Wine, Beer, Ale and Cyder by retail in the Cities of *Dublin*, *Cork*, *Waterford* or *Limerick*, to require, demand or receive any Certificate from the Commiſſioners of Exciſe, for the purpoſe of claiming any Bounty in reſpect of any quantity of Strong Beer or Ale that ſuch Perſon may have ſold by retail in the year ending the or within any ſubſequent year; and that it ſhall not be lawful for the Commiſſioners of Exciſe to give or grant any ſuch Certificate, nor for the Commiſſioners of Stamp Duties in *Ireland* to pay any Bounties to any ſuch Perſons in reſpect of any quantity of Strong Beer or Ale ſold by ſuch Perſon by retail within the ſaid year, or within any ſubſequent

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ſubſequent year, any thing in an Act made in the forty-fifth year of His preſent Majeſty's reign, intituled, "An Act for regulating Licences for "the ſale of Spirituous Liquors, Wine, Beer, Ale and Cyder by retail, and "for diſcouraging the immoderate uſe of Spirituous Liquors in *Ireland*," or in an Act made in the forty-ſixth year of His preſent Majeſty's reign, intituled, "An Act to repeal the ſeveral Duties under the Care of the "Commiſſioners for managing the Duties upon ſtamped Vellum, Parchment "and Paper in *Ireland*, and to grant new and additional Duties in lieu "thereof, and to amend the Laws relating to the Stamp Duties in *Ireland*," to the contrary thereof notwithſtanding.

Powers of 45 Geo. III. applied to this Act.

And be it further Enacted, That all penalties and forfeitures under this Act ſhall be recovered, levied and applied in ſuch manner as is directed by 59 the ſaid recited Act of the forty-fifth year of His preſent Majeſty's reign, intituled, "An Act for the Collection of the Malt Duties in *Ireland*, and "regulating the Trade of a Maltſter," with reſpect to penalties and forfeitures under the ſaid recited Act, and that all the Powers, Clauſes, Proviſions, Rules and Regulations contained in the ſaid recited Act, or in any Act or Acts for amending the ſame, ſhall be applied in the execution of this Act, as fully and effectually to all intents and purpoſes as if the ſaid Clauſes, Proviſions, Rules and Regulations were repeated and re-enacted in this Act, and that the ſaid recited Act and this Act ſhall be conſtrued together as one Act, ſo far as the ſame are conſiſtent or compatible with each other, and as the ſaid recited Act of the forty-fifth year is altered and amended by this Act, or by any other Act or Acts in force at the time of the paſſing of this Act.

Allowing the Act to be altered in this Seſſion.

And be it further Enacted, That this Act may be altered, amended or repealed by any Act or Acts to be made in this preſent Seſſion of Parliament.

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(Ireland.)

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B I L L

For improving the Quality of Beer in *Ireland*, by preventing the uſe of unmalted Corn, or of any deleterious or unwholeſome Ingredients therein; and for the better ſecuring the Collection of the Malt Duties in *Ireland*.

Ordered, by The Houſe of Commons, *to be printed,*
27*th April* 1809.

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